IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

WRIT PETITION LD.NO.2850 OF 2004

Mayur Plaza Co-op. Hsg.Society Ltd. ...Petitioner.
Vs.
Municipal Corporation for Gr. Mumbai, & Ors. ...Respondents.

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Ms.Sumedha Rao for the Petitioner.
Ms.Priti Purandare for Respondent No.1 and 2.
Mr. Sunil Shetty for Respondent No.3.

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CORAM : DALVEER BHANDARI, C.J. &
DR.D.Y.CHANDRACHUD, J.

October 25, 2004.

P.C.:

The petitioner is a Co-operative Society. The Petitioner states that respondent No.3 has sold the flats vide various agreements under the Maharashtra Ownership Flats Act, 1963. The occupation certificate of the building was granted on 23rd July 1999 and the possession of the flats was handed over in the same year. After the lapse of statutory period of four months, when respondent No.3 did not convey the property, the Petitioner issued a legal notice to respondent No.2 on 28th February 2002 calling upon him to issue flatwise break up of property tax. The same has not been supplied to the petitioner. The Petitioner in this petition has prayed that the Petitioner be supplied tax break up as per the

carpet area of flats of petitioner's building and for the rest of the area separately. We direct the respondents to give break up of the sum due and payable by the Petitioner. Subject to the petitioner's paying the entire outstanding amount towards the water charges and property tax within two weeks from today, the water supply to the petitioner shall not be disconnected. No further directions are necessary. This petition is accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.